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Attorney for Plaintiff Gregory Bender

Attorneys for Defendant
International Business Machines
Corporation

E-FILED - 9/2/10

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

Gregory Bender,

Plaintiff,

v.

International Business Machines
Corporation,

Defendant.

Case No. C09-01249-RMW

**STIPULATED REQUEST AND
[] ORDER TO
RESCHEDULE FURTHER CASE
MANAGEMENT CONFERENCE**

WHEREAS, a Case Management Conference is currently set for September 3, 2010, at 10:30 A.M.

WHEREAS, the parties have reached a tentative settlement agreement.

WHEREAS, the parties need additional time to finalize their settlement agreement and file the requisite documents with the Court.

THE PARTIES HEREBY SUBMIT THIS STIPULATED REQUEST THAT the Court reschedule the Further Case Management Conference currently scheduled for September 3, 2010, to November 5, 2010, at 10:30, or any time thereafter, to allow the parties time to finalize their settlement agreement and file the requisite documents with the Court.

Respectfully submitted,

Dated: August 26, 2010

Jones Day

By: /s/ Gregory Lippetz

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Counsel for Defendant International Business
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In accordance with General Order No. 45, Section X(B), the above signatory attests that
concurrence in the filing of this document has been obtained from the signatory below.

Dated: August 26, 2010

By: /s/ David Kuhn

David N. Kuhn
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Counsel for Plaintiff Gregory Bender

PURSUANT TO STIPULATION, IT IS SO ORDERED:

DATED: 9/2, 2010

By: 
THE HON. RONALD M. WHITE
United States District Court Judge

SVI-84239v1